

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

MICHAEL STEPHON PARKER,

Plaintiff,

v.

Civil Action No. 3:11CV156

ROY CHERRY, et al.,

Defendants.

ORDER

In accordance with the accompanying Memorandum Opinion, it is hereby ordered that:

1. The Report and Recommendation (Docket No. 20) is accepted and adopted.
2. Parker's claims are dismissed.
3. The action is dismissed.

Should Parker desire to appeal, a written notice of appeal must be filed with the Clerk of the Court within sixty (60) days of the date of entry hereof. Failure to file a timely notice of appeal may result in the loss of the right to appeal.

The Clerk is directed to send a copy of this Order to Parker.

It is so ordered.

Date: *February 23, 2012*
Richmond, Virginia

/s/ *REP*
Robert E. Payne
Senior United States District Judge